IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O. O. C. J.

WRIT PETITION NO.1471 OF 2005

Mr.Chandrakant Harilal Goyal. ...Petitioner.
Vs.
State of Maharashtra & Ors. ...Respondents.

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Mrs.V. V. Thorat for the Petitioner.
Mr.N. V. Walawalkar, Sr. Advocate with Mr. A. s. Bhalerao for Respondent No.3.
Mr. D.H. Mehta with Ms. Priti Purandare for Respondent No.2.

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CORAM : KSHITIJ R. VYAS, C.J. &
DR.D.Y.CHANDRACHUD, J.

April 26, 2006.

P.C. :

Mr.Walawalkar appearing for Respondent No.3 states that amended plans for the construction of new building to accommodate existing tenants whose structures are affected by the widening of the road have already been submitted to the Municipal Corporation. Within a week from the sanction of the plans, the Third Respondent shall commence the work of construction by demolishing the old structures. The construction shall be completed within a period of three months and the existing tenants can be accommodated and the old structures shall be demolished within the aforesaid period.

2. The Learned Counsel appearing for the Municipal Corporation states that the Corporation will scrutinize the amended plans within two weeks and communicate its final decision to Respondent No.3. Respondent No.3 to comply with all the conditions of IOD.

3. The Learned Counsel appearing for the Petitioner states that shops are available for allotment to the old tenants whose shops are demolished. However, Respondent No.3 denies the factual correctness of the statement. Respondent No.3 undertakes to file an undertaking within one week.

4. In view of the aforesaid statement, the petition shall stand disposed of.

CHIEF JUSTICE

Dr.D. Y. Chandrachud, J.